

**CITY OF ENCINITAS
DEVELOPMENT SERVICES DEPARTMENT
LEGAL NOTICE OF PUBLIC HEARING
BY THE PLANNING COMMISSION**

PLACE OF MEETING:

**Council Chambers, Civic Center
505 S. Vulcan Avenue
Encinitas, CA 92024**

IN COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT/SECTION 504 REHABILITATION ACT OF 1973 AND TITLE VI, THIS AGENCY IS AN EQUAL OPPORTUNITY PUBLIC ENTITY AND DOES NOT DISCRIMINATE ON THE BASIS OF RACE, COLOR, ETHNIC ORIGIN, NATIONAL ORIGIN, SEX, RELIGION, VETERANS STATUS OR PHYSICAL OR MENTAL DISABILITY IN EMPLOYMENT OR THE PROVISION OF SERVICE. IF YOU REQUIRE SPECIAL ASSISTANCE TO PARTICIPATE IN THIS MEETING, PLEASE CONTACT THE DEVELOPMENT SERVICES DEPARTMENT AT (760) 633-2710 AT LEAST 72 HOURS PRIOR TO THE MEETING.

It is hereby given that a **Public Hearing will be held on Thursday, the 4th day of May 2023, at 6 p.m.**, or as soon as possible thereafter, by the Encinitas Planning Commission to discuss the following hearing item of the City of Encinitas:

PROJECT NAME: Beacon's Beach Parking Lot Plan; **CASE NUMBER:** MULTI-005456-2022; USE-005458-2022; CDP-005457-2022; **FILING DATE:** June 7, 2022; **APPLICANT:** The City of Encinitas; **LOCATION:** 948 Neptune Avenue (APN: 254-040-31); **ZONING/OVERLAY:** The subject lot is located within the Residential 11 (R-11) zone and the Ecological Resource/Open Space/Park (ER/OS/PK) zone, the Coastal Bluff Overlay Zone, and within the California Coastal Commission's Appeal Jurisdiction of the Coastal Zone; **DESCRIPTION:** A continued and re-noticed public hearing to consider a Major Use Permit and Coastal Development Permit request to authorize the removal and replacement of the existing parking lot pavement to construct a new parking lot area beyond the existing failure plane on the bluff at Beacon's Beach and temporary construction staging area in the parking lot. **ENVIRONMENTAL STATUS:** The project has been determined to be exempt from environmental review pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15311 and Section 15304(e). Section 15311 exempts the construction or replacement of minor structures including small parking lots. Section 15304(e) exempts the temporary construction staging area for the duration of the project. None of the exceptions in CEQA Guidelines Section 15300.2 exists and no historic resources would be impacted by the proposed project.

STAFF CONTACT: Todd Mierau, Coastal Zone Program Administrator: (760) 633-2693 or tmierau@encinitasca.gov.

An appeal of the Planning Commission determination, accompanied by the appropriate filing fee, may be filed by 5 p.m. on the 15th calendar day following the date of the Commission's determination. Appeals will be considered by the City Council pursuant to Chapter 1.12 of the Municipal Code. Any filing of an appeal will suspend this action as well as any processing of permits in reliance thereon in accordance with Encinitas Municipal Code Section 1.12.020(D)(1) until such time as an action is taken on the appeal.

The above item is located within the Coastal Zone and requires issuance of a regular Coastal Development Permit. The action of the City Council on an appeal may be appealed to the California Coastal Commission.

Under California Government Code Section 65009, if you challenge the nature of the proposed action in court, you may be limited to raising only the issues you or someone else raised regarding the matter described in this notice or written correspondence delivered to the City at or before the time and date of the determination.

For further information, or to review the application prior to the hearing, please contact staff or contact the Development Services Department, 505 South Vulcan Avenue, Encinitas, CA 92024 at (760) 633-2710 or by email at planning@encinitasca.gov.

VICINITY MAP
948 Neptune Avenue (APN: 254-040-31)
MULTI-005456-2022; USE-005458-2022; CDP-005457-2022
Beacon's Beach Access Point

